

# House File 2581 - Enrolled

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HOUSE FILE 2581

AN ACT

RELATING TO THE DONATION OF FOOD TO THE DEPARTMENT OF NATURAL  
RESOURCES OR COUNTY CONSERVATION BOARDS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 672.1, subsection 2, Code 2007, is  
amended to read as follows:

2. A gleaner, or a restaurant, food establishment, food  
service establishment, school, manufacturer of foodstuffs,  
meat or poultry establishment licensed pursuant to chapter  
189A, or other person who, in good faith, donates food to a  
charitable or nonprofit organization for ultimate free  
distribution to needy individuals, or to the department of  
natural resources or a county conservation board for use in a  
free interpretive educational program, is not subject to  
criminal or civil liability arising from the condition of the  
food if the donor reasonably inspects the food at the time of  
the donation and finds the food fit for human consumption.  
The immunity provided by this subsection does not extend to a  
donor or gleaner if damages result from the negligence,  
recklessness, or intentional misconduct of the donor, or if  
the donor or gleaner has, or should have had, actual or  
constructive knowledge that the food is tainted, contaminated,  
or harmful to the health or well-being of the ultimate  
recipient.

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PATRICK J. MURPHY  
Speaker of the House

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JOHN P. KIBBIE  
President of the Senate

I hereby certify that this bill originated in the House and  
is known as House File 2581, Eighty-second General Assembly.

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MARK BRANDSGARD  
Chief Clerk of the House

Approved \_\_\_\_\_, 2008

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CHESTER J. CULVER  
Governor